PROCEEDINGS OF THE MADRAS LEGISLATIVE COUNCIL.

Official Report.

Third Session of the Second Council under the Government of India Act, 1919.

VOLUME XXII.

Tuesday, the 3rd February 1925.

The House met at 11 o'clock, Mr. President (the hon. Diwan Bahadur L. D. Swamikannu Pillai Avargal, C.I.E., I.S.O.) in the chair.

I

NEW MEMBER.

Janab Muhammad Qadir Muhi-ud-din Sahib Bahadur was duly sworn in.

II

POINT OF ORDER REGARDING OATH OF ALLEGIANCE.

[*Note.*—**An asterisk (*) at the commencement of a speech indicates revision by the Member.**]

Mr. S. Satyamurti :—" On a point of order, Sir. I should like your ruling on the matter as to whether the hon. Mr. Marjoribanks may take his seat here without taking the oath of allegiance to the Crown. Are you ruling, Sir, that because he has taken his oath elsewhere he can take his seat in this Council without taking the usual oath of allegiance here ? "

* The hon. the President :—" The hon. Member will have noticed that the rule regarding the oath of allegiance does not refer to ex officio members. The rule reads : ' Every person who is elected or nominated to be a member of the Council shall, before taking his seat, make, at a meeting of the Council, an oath or affirmation of his allegiance to the Crown, etc.' The hon. Member, Mr. Marjoribanks, has neither been elected nor nominated."

* The hon. Mr. C. P. Ramaswami Ayyar :—" With your leave, Sir, I may refer to page 143 of the Council Manual where rule 3 gives the categories of members that compose the Council. That will make the position clear. ' The Legislative Council shall consist of—

(1) the members of the Executive Council ex officio ;
(2) ninety-eight elected members ; and
(3) such number of members nominated by the Governor, etc."

Mr. S. Satyamurti :—" May I read out the portion which has been omitted by the hon. the Law Member : ' such number of members nominated by the Governor as, with the addition of the members of the Executive Council, shall amount to twenty-nine.' My submission now is that nominated members include both nominated members and also members of His Excellency's Executive Council. I leave it to you, Sir, to give your opinion any way."